

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES <i>vs.</i> JOHN ACIE SWANNER <i>2012</i>	<i>For U. S.:</i> Ben F. Baker <i>For Defendant:</i> Frank A. Greer (Ct. Appt.) Pythian Bldg. 206 Beacon Bldg. Tulsa 74103

1 count

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed <i>10-31-72</i>	Clerk				
J.S. 3 mailed <i>1-31-73</i>	Marshal				
Violation Explosive Materials Title 18 Sec. 842(h)	Docket fee				
<i>1 Count</i>					

DATE	PROCEEDINGS
10-26-72	Indictment, filed in open court. hm
10-26-72	Record vote of the Grand Jury, filed in open court. hm
10-27-72	Warrant issued - bail set at \$20,000. hm
10-26-72	Motion to suppress evidence and return seized property, with Affidavit in Support, and Brief in support, filed. v -copy to Dene. <i>filed in 4</i>
10-31-72	Arraignment set 11-7-72 at 10am. (AEB-J)h
11-3-72	Return on warrant for arrest filed.h
11-7-72	Def. present in person and rep. by Frank A. Greer, appt. counsel. The govt rep. by H. Bryant. Def. arraigned and enters plea of NOT GUILTY and case passed to next jury docket. Def. remanded to U.S.M. (AEB-J)h
11-7-72	Motion to suppress evidence and to adopt and include previous motion to suppress heretofore filed, filed. ds
12-4-72	Response to motion to suppress and return seized property filed by govt. h <i>copy to Dene</i>

DATE	PROCEEDINGS
12-15-72	Case transferred to Judge Daugherty for Jury Trial. (AEB-J)r
12-15-72	Case set for Jury Trial on 1-9-73 (Tues.) at 9:30 A.M.)FD-J)r
12-21-72	Case set for Hearing on def't's Mot. to Suppress at 5:00 P.M. on 1-8-73. (FD-J)r (Notices mailed)
12-22-72	Ordered by the Court that def't is allowed to filed Motion to Dismiss indictment, and that no further motions are to be filed, after this date. (FD-J)r AND the U.S. Atty's to file response no later than the 27th of Dec., 1972. (FD-J)r
12-22-72	Def't's Motion to Dismiss Indictment, filed. r <i>Mailed</i>
12-27-72	Response of pltf. to def.'s motion to dismiss, filed. rm <i>copy to 9</i>
1-4-73	Marshal's return on one (1) subpoena to testify and two (2) subpoenas to produce documents, filed. (USM \$36.80) rm
1-4-73	Order filed, denying def't's Motion to Dismiss, filed. (FD-J)r (Copies mailed)
1-8-73	Hearing held on def't's Motion to suppress evidence, Deft present w/counsel and govt rep. Court overrules the def't's Motion to suppress and an order will be filed. (FD-J)r
1-9-73	Order filed, overruling def't's Motion to suppress, filed. (FD-J)r (Copies mailed)
1-9-73	Jury trial held, beginning at 10:45 a.m. Deft present w/counsel and Govt rep. 4:45 P.M., Jury retires to deliberate. 5:45 P.M., Jury return w/ verdict, which was received, read and filed, finding the def't Guilty by Jury. Jury discharged. Case referred to Prob. Office for P/S report, and def't is remanded to U.S.M. to await sentencing. (FD-J)r
1-9-73	Pltf's Exhibits #1 thru #5 in file. r
1-16-73	Case set for Sentencing at 9:30 1-30-73 (FD-J)r
1-30-73	Deft present in person w/counsel, Govt rep by Ben Baker. Deft and counsel are asked if they have anything to say before sentence is passed, and no cause to the Contrary being shown:
	JUDGMENT & ORDER OF PROBATION - JOHN ACIE SWANNER
	It is adjudged that the imposition of sentence is hereby suspended and the def't is placed on probation for a period of:
	Count One - FIVE (5) YEARS.
	Deft advised or right to appeal and directed to report to Prob. Office.
1-30-73	Judgment and Order of Probation, filed and entered. (FD-J)r
1-30-73b	2 cc to Prob. Office. r
2-5-73	Notice of Decision not to Appeal, filed by the Deft. v
3-6-73	Motion to Reconsider & Brief in Support, filed. r <i>Mailed</i>
3-8-73	Order filed, overruling the Motion to Reconsider, filed. (FD-J)r (Copy mailed to Mr. Greer)

D. C. 109A
CRIMINAL DOCKET

DATE	PROCEEDINGS
5-9-74	Petition for Warrant to be issued and order directing warrant for arrest of probationer to be issued. (FD-J)hm
5-9-74	Warrant for arrest of probationer issued. hm
10-29-74	Motion of def. for transcript in forma pauperis, filed. rm
10-29-74	Motion of def. for transcript, filed. rm <i>see 7. 2. 2</i>
11-1-74	Order denying request for transcript & request for transcript in forma pauperis, filed. (FD/AEB-J)k cps mld
11-7-75	Ltr., filed, from FD to def. advising that warrant of arrest will be withdrawn, further that 5 yr. probationary sentence entered on 1/30/73 will continue to run conc. w/Missouri sentence.(FD-J)rm
11-11-75	Order, filed, that probation violator's warrant issued by Clerk on 5/9/74 is withdrawn; further that the 5-yr. probationary sentence entered by this Ct. on 1/30/73 will cont. to run and will run concurrently with Missouri sentence presently being served by def.(FD-J)rm-copies to counsel def., probation office, U.S. atty and U. S. Marshal.
12-16	Return on Warrant of Arrest of Probationer, fld. Rec'd 12-12-75. Returned unserved per order of 11-11-75. v
3-30-77	Letters, filed, from FD to def. that early termination of probation is declined.(FD-J)rm

DATE	PROCEEDINGS